

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JAMES J. ELLENBECKER,

Plaintiff,

vs.

BNSF RAILWAY COMPANY, a
Delaware corporation;

Defendant.

4:19CV3038

**SECOND AMENDED
PROGRESSION ORDER**

This matter comes before the Court on the Joint Motion to Amend Progression Order and Trial Date ([Filing No. 41](#)).

IT IS ORDERED:

- 1) The trial and pretrial setting are vacated.
- 2) The trial and pretrial conference will not be set at this time. A status conference to discuss case progression, the parties' interest in settlement, and the trial and pretrial conference settings will be held with the undersigned magistrate judge on **August 4, 2020** at **9:00 a.m.** by telephone. Counsel shall use the conferencing instructions assigned to this case to participate in the conference. ([Filing No. 10](#)).
- 3) The final progression order is amended as follows:
 - a. Written discovery deadline: 4/2/2020
 - b. Motions to compel written discovery responses: 4/16/2020
 - c. Deadline for complete expert disclosures
 - i. Plaintiff: 5/18/2020
 - ii. Defendant: 6/15/2020
 - iii. Plaintiff rebuttal: 6/29/2020

d. Deposition deadline: 8/14/2020

e. Summary judgment deadline: 9/14/2020

Dated this 28th day of January, 2020.

BY THE COURT:

s/ Cheryl R. Zwart

United States Magistrate Judge